

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Before the Court for consideration is the Report and Recommendation (ECF No. 4) of the Honorable Lawrence R. Leavitt, United States Magistrate Judge, entered July 22, 2011. No objections have been filed. The Court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. § 636(b)(1) and Local Rule IB 1-4, and determines that Magistrate Judge Leavitt's Recommendation should be **AFFIRMED**.

IT IS THEREFORE ORDERED that Magistrate Judge Leavitt's Recommendation is hereby **AFFIRMED**, and Plaintiff's Complaint is hereby **DISMISSED** with prejudice and the Clerk of the Court shall forthwith close this case.

DATED this 29th day of September, 2011.

Gloria M. Navarro
United States District Judge